

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

LINDA KAGER,

Plaintiff,

v.

MICHAEL J. ASTRUE,

Defendant.

No. C04-1858L

ORDER REMANDING CASE
TO THE COMMISSIONER OF
SOCIAL SECURITY

Consistent with the Judgment issued by the Ninth Circuit Court of Appeals and filed with this Court on January 22, 2008 (Dkt. 37), this case is REMANDED to the Commissioner of the Social Security Administration. The Ninth Circuit found that “Kager was unable to perform her past relevant work” at the time of her date last insured. As the Ninth Circuit has ordered, on remand, the ALJ must (1) credit Kager’s testimony of pain, (2) take into account any change in her date last insured, and (3) “proceed to the fifth step of the disability analysis and determine whether Kager could perform other jobs in the economy.”

DATED this 28th day of January, 2008.



Robert S. Lasnik
United States District Judge

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